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Bell Atlantic Network Services, Inc.
1133 20th Street, N.W.
Suite 800
Washington, DC 20036
202 392-6980
FAX 202 392-1369

Marie C. Johns
Executive Director - Regulatory Relations

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

March 25, 1993

Ms. Donna R. Searcy
Secretary
Federal Communications Commission
1919 M Street, N.W.
Washington, D.C 20036

RE: MM Docket No. 92-266 and MM Docket 92-265

Dear Ms. Searcy:

Please be advised that Ed Lowry, Executive Director-Public Policy/New Business Issues, and I met with Kathleen Abernathy, Legal Advisor to Chairman James Quello, to discuss Bell Atlantic's position in the above-referenced proceedings. Material used in the discussion is attached.

If you have any questions, please call me at 202-392-6980.

Sincerely,

Marie Johns

Attachment

cc: Ms. Abernathy

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

BELL ATLANTIC

Overview

Cable television and telephony are converging industries.

Cable competition in the delivery of telephone service exists today.

The Commission should not continue to apply different rules to these competing industries.

Rate Regulation

The Commission's basic tier regulations should first ensure that existing rates are reasonable using competitive benchmarks and then adopt price cap regulation for the future.

The Commission should also apply price caps to rates for cable programming services above the basic tier.

Cable equipment should be provided on an unbundled, competitive basis consistent with the regulation of telephone equipment.

The Commission should also adopt cost allocation and other rules that are similar to those that apply to telephone companies.

Program Access

To ensure the success of video dialtone, programmers who use telephone companies' video dialtone platforms must have access to programming on reasonable terms and conditions.

The Commission should prohibit all unfair practices that significantly hinder access to programming, including undue or improper influence, discrimination and exclusive contracts.

The regulations should forbid the specified practices without requiring particularized showings of harm.

The Commission should establish procedures that strictly enforce its new rules and afford a fair opportunity to challenge unfair practices.